

**REMARKS**

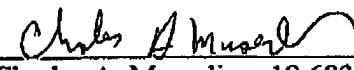
Reconsideration of the application is requested in view of the remarks presented herein.

The claims in the application are claims 1 to 34 and 37 to 54, all other claims being cancelled.

Claim 1 has been amended as suggested by the Examiner and claims 35 and 36 have been incorporated into claim 1 as well. Therefore, it is believed that claims 1 to 34 and 37 to 54 are now allowable and are drawn to a single invention, namely the cell element, the cell containing the cell element and the method of electrowinning of a metal using the said cell. Therefore, the Examiner is requested to withdraw the restriction.

In view of the amendments to the claims and the above remarks, it is believed that the claims point out Applicant's invention. Therefore, favorable reconsideration of the application is requested.

Respectfully submitted,

  
\_\_\_\_\_  
Charles A. Muserlian, 19,683  
Attorney for Applicant(s)  
Tel. # (212) 302 8989

CAM:mlp  
Enclosure

RECEIVED  
CENTRAL FAX CENTER

CERTIFICATION OF FACSIMILE TRANSMISSION

SEP 24 2008

I hereby certify that this paper is being facsimile transmitted to the Patent and  
Trademark Office on the date shown below.

Charles A. Muserlian  
Charles A. Muserlian #19,683

9-24-08

Serial No.: 10/520,955

267.185